



General Assembly

January Session, 2009

Raised Bill No. 1072

LCO No. 3956

03956_____TRA

Referred to Committee on Transportation

Introduced by:
(TRA)

***AN ACT AUTHORIZING THE REISSUANCE OR RENEWAL OF A
COMMERCIAL DRIVER'S INSTRUCTION PERMIT.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 14-44e of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2009*):

3 (a) The [commissioner] Commissioner of Motor Vehicles shall not
4 issue a commercial driver's license to any person unless such person is
5 a resident of this state and has passed a knowledge and skills test for
6 driving a commercial motor vehicle which complies with the
7 minimum federal standards established by 49 CFR 383, Subparts G
8 and H, as amended, and has satisfied all other requirements of this
9 section and sections 14-44b, 14-44c and 14-44g, in addition to other
10 requirements for an operator's license imposed by the general statutes
11 and regulations of the commissioner.

12 (b) The commissioner shall not issue a commercial driver's license or
13 a commercial driver's instruction permit to any person who has a
14 physical or psychobehavioral impairment that affects such person's
15 ability to operate a commercial motor vehicle safely. In determining

16 whether to issue a commercial driver's license in any individual case,
17 the commissioner shall apply the standards set forth in 49 CFR 391.41,
18 as amended. Any person who is denied a commercial driver's license
19 or a commercial driver's instruction permit, or whose license or permit
20 is suspended, revoked or cancelled pursuant to this subsection shall be
21 granted an opportunity for a hearing in accordance with the provisions
22 of chapter 54.

23 (c) The commissioner may waive the skills test required under
24 subsection (a) of this section in the case of an applicant for a
25 commercial driver's license who meets the requirements of 49 CFR
26 383.77, as amended, or [.] in the case of an applicant for a school bus
27 endorsement who meets the requirements of 49 CFR 383.123, as
28 amended.

29 (d) A commercial driver's license shall not be issued to any person
30 subject to disqualification from driving a commercial motor vehicle or
31 subject to suspension, revocation or cancellation of operating
32 privileges in any state. Each applicant for an endorsement to drive a
33 vehicle transporting hazardous materials shall be subject to the
34 requirements of 49 USC 5103a, as administered by the United States
35 Transportation Security Administration. The commissioner may refuse
36 to issue a hazardous materials endorsement, or may suspend or revoke
37 any such endorsement, held by any person who is the subject of a
38 notification received from the Transportation Security Administration,
39 in accordance with the provisions of 49 CFR 1572.5, as amended.

40 (e) An operator's license shall not be issued to any person who holds
41 an operator's license issued by any other state, unless such person first
42 surrenders such license or licenses to the commissioner. The
43 commissioner shall return every license surrendered hereunder to the
44 issuing state for cancellation.

45 (f) The commissioner may refuse to issue a commercial driver's
46 license, or may issue a commercial driver's license subject to
47 compliance with such condition as the commissioner may prescribe, to

48 any person whose motor vehicle operator's license, privilege to operate
 49 a motor vehicle in this state or license endorsement is under
 50 suspension or is subject to any pending action by the commissioner
 51 that may result in suspension.

52 (g) The commissioner may issue a commercial driver's instruction
 53 permit to any person who holds a valid operator's license. Said permit
 54 may [not] be issued for a period [to exceed] not exceeding six months,
 55 and may be reissued or renewed for periods not exceeding six months.
 56 [Only one renewal or reissuance may be granted within a two-year
 57 period.] The holder of a commercial driver's instruction permit, may,
 58 unless otherwise disqualified or suspended, drive a commercial motor
 59 vehicle [only when] if such holder is accompanied by the holder of a
 60 commercial driver's license of the appropriate class and bearing
 61 endorsements for the type of vehicle being driven, who occupies a seat
 62 beside the individual for the purpose of giving instruction in driving
 63 the commercial motor vehicle.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2009</i>	14-44e

Statement of Purpose:

To authorize the reissuance or renewal of a commercial driver's instruction permit for periods not exceeding six months.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]